

MUR # 5279

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Bill Bradley for President, Inc.,)
and Theodore V. Wells, as treasurer;)
135 Montgomery Associates;)
836 Avenue Associates;)
Abby Jo Ages; BP Developers, L.P.;)
Brick Building Associates, L.P.;)
Bruckner Plaza Associates;)
Colfax Manor, L.P.;)
College Park Associates, L.P.;)

Audit Referral #01-11

Constantine Village Associates;)

Dara Building Associates, L.P.;)

East Brunswick Corporate Center;)
Edgewater Apartments Associates,)
L.P.; Bernard Eichler;)
Elmwood V. Associates, L.P.;)

Jeffrey Freireich; Melvin Gebroe;)
Barbara Gellert; George Gellert;)
General Green Village Associates;)
Bert Ghavami; Stuart Gladstone;)
Glen Ellen Associates, L.P.;)

Hackettstown Square Associates;)
Alan Hammer; Morris Hammer;)
Harbor Island Realty Associates, L.P.)

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**Federal Election Commission
Certification for Audit Referral #01-11
June 26, 2002**

Millburn Associates, L.P.;
Montgomery Associates; Mt. Arlington
Apartments Associates, L.P.;
New Puck, L.P.; Oakwood Garden
Developers, L.P.; Pheasant Hollow
Associates; Pitney Farms Associates,
L.P.; Q.E.M. Associates, L.P.;
Quail Ridge Associates, L.P.;
Randolph Building Associates, L.P.;
Reike, L.P.; Riverside Park
Industrial Associates, L.P.;
Rolling Gardens Associates;
Heywood Saland; Mel Scheinerman;
Gene Scheinerman; Mark Schenkman;
Esther Schulder; Jacob Schulder;

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Jessica Schulder; Ruth Schulder;)
Melissa Serwitz;)
)
)
Seven S.L.P. Associates, L.P.;)
Steven Silverman; John Sims;)
Sixty Six West Associates;)
Sod Farms Associates, L.P.;)
Sparta Building Associates, L.P.;)
Richard Stadtmauer; Alex Tarapchak;)
Ralph Tawil, Jr.; Ralph Tawil, Sr.;)
)
)
Township Associates;)
Wallkill Apartments Associates, L.P.;)
West Brook Associates, L.P.;)
Westminster Sales & Marketing, L.P.;)
Len Whitman; Edith Wulack;)
Scott Zecher)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal
Election Commission executive session on June 26, 2002,
do hereby certify that the Commission decided by a vote of
4-0 to take the following actions with respect to Audit
Referral #01-11:

1. Open a Matter Under Review.

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2. Find reason to believe that Kushner Companies made corporate contributions in violation of 2 U.S.C. § 441b(a) and 11 CFR § 114.2(a); acted as a corporate conduit in violation of 11 CFR § 110.6(b)(2)(ii); facilitated the making of contributions in violation of 11 CFR § 114.2(f); and made contributions in the name of another in violation of 2 U.S.C. § 441f and 11 CFR § 110.4(b)(1)(i).
3. Find reason to believe that Charles Kushner consented to corporate contributions in violation of 2 U.S.C. § 441b(a) and 11 CFR § 114.2(a); acted as a corporate conduit in violation of 11 CFR § 110.6(b)(2)(ii); facilitated the making of contributions in violation of 11 CFR § 114.2(f); made excessive contributions in violation of 2 U.S.C. § 441a(a) and 11 CFR § 110.6(d)(2); and made contributions in the name of another in violation of 2 U.S.C. § 441f and 11 CFR § 110.4(b)(1)(i).
4. Find reason to believe that Scott Zecher consented to corporate contributions in violation of 2 U.S.C. § 441b(a) and 11 CFR § 114.2(a); acted as a corporate conduit in violation of 11 CFR § 110.6(b)(2)(ii); facilitated the making of contributions in violation of 11 CFR § 114.2(f); and knowingly assisted in the making of contributions in the name of another in violation of 2 U.S.C. § 441f and 11 CFR § 110.4(b)(1)(iii).

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EST-204-403-1585

5. Find reason to believe that Richard Stadtmauer and Jeffrey Freireich consented to corporate contributions in violation of 2 U.S.C. § 441b(a) and 11 CFR § 114.2(a); acted as corporate conduits in violation of 11 CFR § 110.6(b)(2)(ii); facilitated the making of contributions in violation of 11 CFR § 114.2(f); and knowingly permitted their names to be used to make a contribution in the name of another in violation of 2 U.S.C. § 441f and 11 CFR § 110.4(b)(1)(iv).
6. Find reason to believe that Barbara Gellert, George Gellert, Charles Kushner, Dara Kushner, Jared Kushner, Murray Kushner, Rae Kushner, Linda Laulicht, Pamela Laulicht, Mel Scheinerman and Richard Stadtmauer made contributions exceeding the annual limitation in violation of 2 U.S.C. § 441a(a)(3) and 11 CFR § 110.5(b).

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24-04-408-1590

- 24.04.403.1591
7. Find reason to believe that 135 Montgomery Associates, 836 Avenue Associates, BP Developers, L.P., Brick Building Associates, L.P., Bruckner Plaza Associates, Colfax Manor, L.P., College Park Associates, L.P., Constantine Village Associates, Dara Building Associates, L.P., East Brunswick Corporate Center, Edgewater Apartments Associates, L.P., Elmwood V. Associates, L.P., General Green Village Associates, Glen Ellen Associates, L.P., Hackettstown Square Associates, Harbor Island Realty Associates, L.P., Kent Gardens Associates, Kushner Seiden Madison 64th, L.P., LMEC Associates, L.P., Millburn Associates, L.P., Montgomery Associates, Mt. Arlington Apartments Associates, L.P., New Puck, L.P., Oakwood Garden Developers, L.P., Pheasant Hollow Associates, Pitney Farms Associates, L.P., Q.E.M. Associates, L.P., Quail Ridge Associates, L.P., Randolph Building Associates, L.P., Reike, L.P., Riverside Park Industrial Associates, L.P., Rolling Gardens Associates, Seven S.L.P. Associates, L.P., Sixty Six West Associates, Sod Farms Associates, L.P., Sparta Building Associates, L.P., Township Associates, Wallkill Apartments Associates, L.P., West Brook Associates, L.P., and Westminster Sales & Marketing, L.P. knowingly assisted in making contributions in the name of another in violation of 2 U.S.C. § 441f and 11 CFR § 110.4(b)(1)(iii).

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8. Find reason to believe that Abby Jo Ages, Bernard Eichler, Melvin Gebroe, Barbara Gellert, George Gellert, Bert Ghavami, Stuart Gladstone, Alan Hammer, Morris Hammer, Seth Kaplowitz, Dara Kushner, Jonathan Kushner, Joshua Kushner, Marc Kushner, Murray Kushner, Nicole Kushner, Rae Kushner, Linda Laulicht, Pamela Laulicht, Shellie Laulicht, Heywood Saland, Mel Scheinerman, Gene Scheinerman, Mark Schenkman, Esther Schulder, Jacob Schulder, Jessica Schulder, Ruth Schulder, Melissa Serwitz, Steven Silverman, John Sims, Alex Tarapchak, Ralph Tawil, Jr., Ralph Tawil, Sr., Len Whitman, and Edith Wulack knowingly permitted their names to be used to make contributions in the name of another in violation of 2 U.S.C. § 441f and 11 CFR § 110.4(b)(1)(iv).
9. Find reason to believe that Bill Bradley for President, Inc., and Theodore V. Wells, as treasurer, accepted corporate contributions in violation of 2 U.S.C. § 441(b)(a) and 11 CFR § 114.2(d); knowingly accepted contributions made in the name of another in violation of 2 U.S.C. § 441f and 11 CFR § 110.4(b)(1)(iv); and failed to report all contributor information in violation of 2 U.S.C. § 434(b)(3)(A).

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- 24.04.403.1593
10. Take no action at this time regarding the General Counsel's recommendation to find reason to believe that Committee for Working Families and Paul Levinsohn, as treasurer; Corzine 2000, Inc., and Terry Turko, as treasurer; DNC Services Corporation/DNC and Andrew Tobias, as treasurer; Friends of Giuliani Exploratory Committee and John H. Goss, as treasurer; Friends of Schumer and Steven D. Goldenkranz, as treasurer; Schumer '98 and Steven D. Goldenkranz, as treasurer; Gore 2000, Inc., and Jose Villareal, as treasurer; Hillary Rodham Clinton for US Senate Committee and Shelly Moskua, as treasurer; Lautenberg 2000 Committee and A.H. Nechemie, as treasurer; Lautenberg for US Senate Committee and Alan K. Bloom, as treasurer; Susan Bass Levin for Congress and Patrick Brennan, as treasurer; Menendez for Congress and Donald Scarcini, as treasurer; and Torricelli for US Senate, Inc., and Angelo Genora, Esq., as treasurer, accepted corporate contributions in violation of 2 U.S.C. § 441(b)(a) and 11 CFR § 114.2(d); knowingly accepted contributions made in the name of another in violation of 2 U.S.C. § 441f and 11 CFR § 110.4(b)(1)(iv); and failed to report all contributor information in violation of 2 U.S.C. § 434(b)(3)(A).

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11. Take no action at this time regarding the General Counsel's recommendation to find reason to believe that Friends of Giuliani Exploratory Committee and John H. Goss, as treasurer; Lautenberg 2000 Committee and A.H. Nechemie, as treasurer; and Torricelli for US Senate, Inc., and Angelo Genora, Esq., as treasurer, knowingly accepted excessive contributions in violation of 2 U.S.C. § 441a(f) but take no further action.
12. Approve deposition and document subpoenas to:
- a) Kushner Companies and its associated partnerships, limited liability companies, and corporations.
 - b) Valley National Bank and Norcrown Bank.
 - c) Abby Jo Ages, Bernard Eichler, Jeffrey Freireich, Melvin Gebroe, Barbara Gellert, George Gellert, Bert Ghavami, Stuart Gladstone, Alan Hammer, Morris Hammer, Seth Kaplowitz, Charles Kushner, Dara Kushner, Jonathan Kushner, Joshua Kushner, Marc Kushner, Murray Kushner, Nicole Kushner, Rae Kushner, Linda Laulicht, Pamela Laulicht, Shellie Laulicht, Heywood Saland, Mel Scheinerman, Gene Scheinerman, Mark Schenkman, Esther Schulder, Jacob Schulder, Jessica Schulder, Ruth Schulder, Melissa Serwitz, Steven Silverman, John Sims, Richard Stadtmauer, Alex Tarapchak, Ralph Tawil, Jr., Ralph Tawil, Sr., Len Whitman, Edith Wulack, and Scott Zecher.

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24-04-03-1594

13. Approve the Factual and Legal Analyses to all the above-identified respondents, as recommended in the General Counsel's Report dated May 29, 2002.

14. Approve the appropriate letters.

Commissioners Sandstrom, Smith, Thomas, and Toner voted affirmatively for the decision.

Commissioner McDonald recused himself with respect to this matter; he was not present and did not vote. Commissioner Mason was not present.

Attest:

June 27, 2002
Date

Darlene Harris
Darlene Harris
Deputy Secretary of
the Commission